IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

LA.App.No. 1417 of 2003(D)

LAR.203/1999 of PRL.SUB COURT, KOTTAYAM
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APPELLANT/ RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

RESPONDENTS/ CLAIMANTS:
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1. **PAUL, THOTTAKKATTU HOUSE,**
   MULAKULAM, VAIKOM.

2. **BETSY PAUL, THOTTAKKATTU HOUSE,**
   MULAKULAM, VAIKOM.

BY

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 12/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NO. 1417 OF 2003

&

C.M. Appln. No. 1251 OF 2003

Dated this the 12th day of November, 2007.

J U D G M E N T

Kurian Joseph, J.

C.M. Appln. 1251/2003

This is a petition to condone the delay of 210 days in filing the appeal. On merits it is seen that the appeal is filed against the judgment and decree in L.A.R. No. 203/1999 on the file of the Principal Sub Court, Kottayam. Acquisition is for the purpose of Muvattupuzha Valley Irrigation Project.

2. It is seen that the enhancement is only 60% over the land value fixed by the Land Acquisition Officer. It is brought to our notice that in several cases this Court has sustained such fixation by granting enhancement at the rate of 60%. Therefore, the application for condonation of delay and the appeal are dismissed.

KURIAN JOSEPH
JUDGE

HARUN-UL-RASHID
JUDGE

smp